

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF: Frank-Martin PETRAT, et al.

SERIAL NUMBER: 10/594,995

FILING DATE: September 29, 2006

FOR: NANOSCALAR SILICON PARTICLES IN NEGATIVE ELECTRODE MATERIALS
FOR USE IN LITHIUM-ION BATTERIES

RESPONSE TO NOTICE OF MISSING REQUIREMENTS UNDER 35 USC 371

COMMISSIONER FOR PATENTS
BOX PCT
ALEXANDRIA, VIRGINIA 22313

SIR:

Responsive to the notification dated June 18, 2007, and in accordance with the provisions of 35 USC 371, Applicants submit herewith a Rule 63 Declaration.

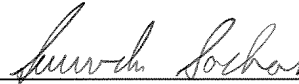
In light of the foregoing, this application is deemed to be in proper condition for examination and such favorable action is earnestly solicited.

Our payment in the amount of \$0.00 is paid herewith by credit card. If any difference exists between the amount due and the amount being paid herewith, please charge or credit the difference to our Deposit Account No. 15-0030.

If these papers are not considered timely filed by the Patent and Trademark Office, then a petition is hereby made under 37 C.F.R. §1.136 and any additional fees required under 37 C.F.R. §1.136 for any necessary extension of time may be charged to Deposit Account No. 15-0030.

Respectfully Submitted,

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